



Atty. Dkt. No. 029318-0968

APR 20 2007

Applicant: Simon McGurk *et al.*
Title: GEL STABILIZED NANOPARTICULATE ACTIVE AGENT COMPOSITIONS
Appl. No.: 10/659,706
Filing Date: 09/11/2003
Examiner: Eric E. Silverman
Art Unit: 1615
Confirmation No.: 4753

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated October 20, 2006, and in the Advisory Action dated January 24, 2007, finally rejecting Claims 1-8, 12-22, 24-28, and 30-43.

☐ Applicant claims small entity status.

☒ Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

☒ Notice of Appeal Fee

☒ To be paid as detailed below

☐ Not required (Fee paid in prior appeal)

03/21/2007 MAHME1 00000090 10659706

01 FC:1401

500.00 04

03/21/2007 MAHME1 00000090 10659706

02 FC:1252

450.00 04

The required fees are calculated below:

<input checked="" type="checkbox"/>		Notice of Appeal Fee	\$500.00
<input checked="" type="checkbox"/>	Extension for response filed within the second month:		\$450.00
<input type="checkbox"/>		Extension:	\$0.00
		FEE TOTAL:	\$950.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$0.00
		TOTAL FEE:	\$950.00

A credit card payment form in the amount of \$950.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 3/20/07

By *M. Simkin*

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for